

REMARKS

Claims 1-5 presently stand rejected. No claims are added or deleted by amendment. Accordingly, claims 1-5 are at issue.

Claims 1 and 2 stand rejected under 35 U.S.C. § 102(e) as anticipated by Chern, U.S. Pub. No. 2003/0,060,211. The rejection is respectfully traversed. Claim 1 claims, inter alia, querying download servers in a selected geographical location for available applications, downloading a selected mode component to a mobile terminal from a selected service provider, and registering the mode component with the service provider to enable use of the downloaded mode component in the mobile terminal. (Claim 1 has been amended to make the term "component" in the last clause consistent with the term "mode component" in the earlier clauses. No change in scope is intended). According to the present invention, downloadable modes and applications can vary from end-user applications to physical layer algorithms including device driver software for mobile terminals, software components, software patches or upgrades. App. p.5, ¶ 0025. One of the examples of a downloadable device driver is a GPRS driver. App., p.19, ¶ 0071. This allows the portable terminal to perform a variety of different functions when located in different locations App., p.1, ¶ 0002. For example, GPRS services may be unavailable in some locations, and may become available when the terminal is carried into another location. Thus, mode components can change the way that the device operates (e.g., add "modes" of operation), and comprise more than mere information for display.

In contrast, Chern teaches sending location-specific information (such as driving directions) to a conventional Web browser. Chern does not disclose performing operations with respect to a selected mode component as that term is used in the present invention. Accordingly,

Chern does not disclose steps d) - i) of claim 1, and claim 1 is not anticipated. Claim 2, which depends from claim 1, is not anticipated for the same reason.

Claims 3-5 stand rejected under 35 U.S.C. §102(e) as anticipated by U.S. Patent No. 6,343,317 to Glorikian. Glorikian suffers from the same deficiencies as Chern, in that it does not disclose downloading a software component to an adaptable terminal. The components, as claimed, comprise application or mode components that may be used to reconfigure the adaptable terminal. In contrast, Glorikian discloses downloading information. Because Glorikian does not disclose the downloadable components as claimed in claims 3 and 5, claims 3 and 5 are not anticipated by Glorikian. Also, claim 4, which depends from claim 3, is also not anticipated for the same reason.

Applicant has attempted to address each ground for rejection or objection, and it is believed that the application is in condition for allowance. If the examiner finds that there are any outstanding issues which may be resolved by a telephone interview, the Examiner is invited to contact the undersigned at the below listed number.

Respectfully submitted,
WELSH & KATZ, LTD.

By 
Walter J. Kawula, Jr.
Reg. No. 39,724

September 7, 2004

WELSH & KATZ, LTD.
120 S. Riverside Plaza, 22nd Floor
Chicago, Illinois 60606

Phone: (312) 655-1500
Fax: (312) 655-1501